

**UNITED STATES DISTRICT COURT**EASTERN DISTRICT OF VIRGINIA  
NORFOLK DIVISION

Thursday, August 23, 2018

MINUTES OF PROCEEDINGS IN Open CourtPRESENT: THE HONORABLE Douglas E. Miller, USMJDeputy Clerk: L. WoodcockReporter: Jody Stewart, OCR

Set: 2:00 p.m.	Started: 2:00 p.m.	Ended: 3:45 p.m.
2:18md2836	In re: Zetia (Ezetimibe) Antitrust Litigation	
Matter came on for Motions to Dismiss, etc. in 2:18cv23 (ECF 92); 2:18cv39 (ECF 69); and 2:18cv71 (ECF 80).		
See attached for names of counsel present for the hearing.		
Argument by Ms. Greenblatt for Defendant and response by Mr. Sobol for Plaintiff heard. Comments and questions of the Court.		
Court to prepare R&R.		
Court adjourned.		
EXHIBITS:		
DPP Plaintiff's Exhibit 1 - Slide presentations		
Defendant's Exhibit 1 - Who Decide if the Dispute is Arbitrable?		
Defendant's Exhibit 2 - Merck Authorized Distributor (MAD) Arbitration Agreement by Plaintiff		
Defendant's Exhibit 3 - Whether the Dispute is Arbitrable?		

**APPEARANCES FOR PLAINTIFFS:**

Thomas Sobol  
Kristen Johnson  
William Monroe  
Scott Perwin  
Bradley Vettriano

**APPEARANCES FOR DEFENDANTS:**

Stephen Noona  
Jennifer Greenblatt  
Samuel Liversidge  
Teri Diaz  
Brendan Fee  
Eric Gannon  
Kathryn Mims